

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Yushi NIWA

Title: DATA DISTRIBUTION SYSTEM

Appl. No.: To Be Assigned

Filing Date: October 18, 2001

Examiner: Unassigned

Art Unit: Unassigned

**PRELIMINARY AMENDMENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Prior to examination of the above-identified application, Applicant respectfully requests that the following amendments be entered into the application:

**IN THE CLAIMS:**

In accordance with 37 C.F.R. § 1.21, please substitute for claims 5, 6 and 7 the following rewritten versions of the same claims, as amended. The changes are shown explicitly in the attached "Versions with Markings to Show Changes Made."

5. (Amended) The data distribution system according to claim 1, wherein the remaining distribution data is divided into a plurality of parts and which further comprises distribution interval regulation means that regulates the interval of the distribution of the remaining distribution data for each divided unit to the user according to the progress of the reproduction of the distribution data by the user.
6. (Amended) The data distribution system according to claim 1, wherein the distribution data are distributed through a radio network.

7. (Amended) The data distribution system according to claim 2, which further comprises means, for balance processing during sales processing, that, when the result of the judgment by the payment ability judgment means is that the user can pay the equivalent, issues a sales code indicating, that sales processing is under execution, and subtracts the amount of money to be paid from the user's balance to determine a new balance value.

**Please Add the Following New Claims:**

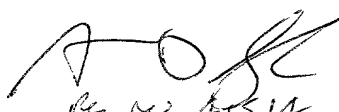
10. (New) The data distribution system according to claim 2, wherein the remaining distribution data is divided into a plurality of parts and which further comprises distribution interval regulation means that regulates the interval of the distribution of the remaining distribution data for each divided unit to the user according to the progress of the reproduction of the distribution data by the user.
11. (New) The data distribution system according to claim 3, wherein the remaining distribution data is divided into a plurality of parts and which further comprises distribution interval regulation means that regulates the interval of the distribution of the remaining distribution data for each divided unit to the user according to the progress of the reproduction of the distribution data by the user.
12. (New) The data distribution system according to claim 4, wherein the remaining distribution data is divided into a plurality of parts and which further comprises distribution interval regulation means that regulates the interval of the distribution of the remaining distribution data for each divided unit to the user according to the progress of the reproduction of the distribution data by the user.
13. (New) The data distribution system according to claim 2, wherein the distribution data are distributed through a radio network.

14. (New) The data distribution system according to claim 3, wherein the distribution data are distributed through a radio network.
15. (New) The data distribution system according to claim 4, wherein the distribution data are distributed through a radio network.
16. (New) The data distribution system according to claim 4, which further comprises means, for balance processing during sales processing, that, when the result of the judgment by the payment ability judgment means is that the user can pay the equivalent, issues a sales code indicating, that sales processing is under execution, and subtracts the amount of money to be paid from the user's balance to determine a new balance value.
17. (New) The data distribution system according to claim 16, which further comprises means, for establishing the balance at the time of the completion of accounting, that, when accounting has been performed by the accounting mean, discards the sales code to establish the balance.
18. (New) The data distribution system according to claim 16, which further comprises means, for establishing the balance at the time of the completion of accounting, that, when accounting has been performed by the accounting mean, discards the sales code to establish the balance.

**REMARKS**

Applicant respectfully requests that the foregoing amendments to the claims be entered in order to avoid this application incurring a surcharge for the presence of one or more multiple dependent claims.

Respectfully submitted,

By   
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**VERSIONS WITH MARKINGS TO SHOW CHANGES MADE**

5. (Amended) The data distribution system according to **[any one of claims 1 to 4]** **claim 1**, wherein the remaining distribution data is divided into a plurality of parts and which further comprises distribution interval regulation means that regulates the interval of the distribution of the remaining distribution data for each divided unit to the user according to the progress of the reproduction of the distribution data by the user.
6. (Amended) The data distribution system according to **[any one of claims 1 to 4]** **claim 1**, wherein the distribution data are distributed through a radio network.
7. (Amended) The data distribution system according to claim 2 **[or 4]**, which further comprises means, for balance processing during sales processing, that, when the result of the judgment by the payment ability judgment means is that the user can pay the equivalent, issues a sales code indicating, that sales processing is under execution, and subtracts the amount of money to be paid from the user's balance to determine a new balance value.